

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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EVAN C. CENTENO,

Plaintiff,

v.

CHARLES DANIELS, et al.,

Defendants.

Case No. 2:22-cv-01606-MMD-VCF

ORDER

This action began with a *pro se* civil-rights complaint filed under 42 U.S.C. § 1983 by a state prisoner. Plaintiff has paid the full filing fee in this matter. (ECF No. 5). The Court entered a screening order on February 6, 2023. (ECF No. 10). The screening order imposed a 90-day stay, and the Court entered a subsequent order in which the parties were assigned to mediation by a court-appointed mediator. (ECF Nos. 10, 13). A settlement was not reached at the mediation conference. (ECF No. 15).

IT IS THEREFORE ORDERED that:

1. The Clerk of the Court will electronically **SERVE** a copy of this order and a copy of Plaintiff's First Amended Complaint (ECF No. 9) on the Office of the Attorney General of the State of Nevada, by adding the Attorney General of the State of Nevada to the docket sheet. This does not indicate acceptance of service.

2. Service must be perfected within ninety (90) days from the date of this order pursuant to Fed. R. Civ. P. 4(m).

3. Subject to the findings of the screening order (ECF No. 10), within **twenty-one (21) days** of the date of entry of this order, the Attorney General's Office will file a notice advising the Court and Plaintiff of: (a) the names of the defendants for whom it accepts service; (b) the names of the defendants for whom it does not accept service, and (c) the names of the defendants for whom it is filing the last-known-address information under seal. As to any of the named defendants for whom the Attorney

1 General's Office cannot accept service, the Office will file, *under seal*, but will not serve
2 the inmate Plaintiff the last known address(es) of those defendant(s) for whom it has such
3 information. If the last known address of the defendant(s) is a post office box, the Attorney
4 General's Office will attempt to obtain and provide the last known physical address(es).

5 4. If service cannot be accepted for any of the named defendant(s), Plaintiff
6 will file a motion identifying the unserved defendant(s), requesting issuance of a
7 summons, and specifying a full name and address for the defendant(s). For the
8 defendant(s) as to which the Attorney General has not provided last-known-address
9 information, Plaintiff will provide the full name and address for the defendant(s).

10 5. If the Attorney General accepts service of process for any named
11 defendant(s), such defendant(s) will file and serve an answer or other response to the
12 First Amended Complaint (ECF No. 9) within **sixty (60) days** from the date of this order.

13 6. Plaintiff will serve upon defendant(s) or, if an appearance has been entered
14 by counsel, upon their attorney(s), a copy of every pleading, motion or other document
15 submitted for consideration by the Court. If Plaintiff electronically files a document with
16 the Court's electronic-filing system, no certificate of service is required. Fed. R. Civ. P.
17 5(d)(1)(B); Nev. Loc. R. IC 4-1(b); Nev. Loc. R. 5-1. But if Plaintiff mails the document to
18 the Court, Plaintiff will include with the original document submitted for filing a certificate
19 stating the date that a true and correct copy of the document was mailed to the defendants
20 or counsel for the defendants. If counsel has entered a notice of appearance, Plaintiff will
21 direct service to the individual attorney named in the notice of appearance, at the physical
22 or electronic address stated therein. The Court may disregard any document received by

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1 a district judge or magistrate judge that has not been filed with the Clerk, and any
2 document received by a district judge, magistrate judge, or the Clerk that fails to include
3 a certificate showing proper service when required.

4 7. This case is no longer stayed.

5 DATED THIS 20th day of June, 2023.

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8 UNITED STATES MAGISTRATE JUDGE
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